

Patent Attorney Docket 612,404-377 (prev 265/247)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Group Art Unit: 1753

JING CHENG et al.

Examiner: Starsiak

Serial No.: 09/905,755

Filed: July 13, 2001

For: CHANNEL-LESS SEPARATION OF BIOPARTICLES ON A BIOELECTRONIC

CHIP BY DIELECTROPHORESIS

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97–1.98, information relating to the above–identified application is hereby disclosed. The accompanying Form PTO/SB/08A provides a listing of documents that may be relevant to the subject application.

It is requested that the Examiner fully consider the art cited in the accompanying Form PTO/SB/08A, initial the left-most column of the form adjacent each cited reference, and return a copy for Applicants' records. It is further requested that the art be cited on the cover of any patent issuing from the subject application.

CERTIFICATE OF MAILING - (37 C.F.R. §1.8a)

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Date of Deposit IR1:1051698.1

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In accordance with §1.97(b), this Information Disclosure Statement is being filed before the mailing of a first Office Action on the merits of the above-identified application, and therefore no fee is required. If a first Office Action has been mailed, then please enter this Information Disclosure Statement and charge Deposit Account No. 50-2862 for any necessary fees.

In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO/SB/08A are not enclosed herewith because they were previously cited by or submitted to the Patent and Trademark Office in prior Applications for which a claim for priority under 35 U.S.C. §120 has been made in the instant application. Accordingly, Applicants will provide duplicate copies in respect of the present case only if the Examiner so desires.

This statement should not be construed as a representation that more material information does not exist or that an exhaustive search of the relevant art has been made. Nor does this statement constitute an admission by Applicants or Applicants' agent that the information provided herein is necessarily prior art to Applicants' invention. Moreover, Applicants reserve the right to establish the patentability of the claimed invention over any of the listed documents should they be applied thereagainst as references. Please charge any deficiency or credit any overpayment to Deposit Account No. 50-2862.

Respectfully submitted,

O'MELVENY & MYERS LLP

Dated: 1/23/64

By:

David B. Murphy Reg. No. 31,125

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DBM/dnd

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Approved for use through 10/31/2002. OMB 0651-0031

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known				
Application Number	09/905,755			
Filing Date	July 13, 2001			
First Named Inventor	Jing Cheng et al.			
Group Art Unit	1753			
Examiner Name	John S. Starsiak			
Attorney Docket Number	612404-377 (prev 265/247)			

Examiner Initials *	U.S. Patent Document		Name of Patentee or Applicant	Date of Publication of Cited Document
	Number		of Cited Document	MM-DD-YYYY
	US-5445934		Fodor et al	08/29/95
	US-5527670		Stanley	06/18/96
	US-5653939		Hollis	08/05/97
	US-6054270		Southern	04/25/00

Examiner Initials*	Foreign Patent Document			Name of Patentee or	Date of Publication of Cited		
	Office <sup>3</sup>	Number <sup>4</sup>	Kind Code <sup>5</sup> (if known)	Applicant of Cited Document	Document MM-DD-YYYY	T <sub>6</sub>	

Examiner Initials *	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume–issue number(s), publisher, city and/or country where published.	T²

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Examiner	Date	
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<sup>&</sup>lt;sup>1</sup> Unique citation designation number. <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.